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Security Council Committee established pursuant to resolution 1718 (2006) concerning the Democratic People's Republic of Korea

Letter dated 13 November 2006 from the Permanent Representative of Finland to the United Nations addressed to the Chairman of the Committee

I have the honour to communicate the following information concerning the implementation in Finland of the United Nations sanctions against the Democratic People's Republic of Korea set out in Security Council resolution 1718 (2006).

This report is in addition to the information provided by the Presidency of the European Union (EU) in its letter dated 13 November 2006.

In its conclusions adopted on 17 October 2006, the Council of the European Union confirmed that the EU will fully implement the provisions of all relevant Security Council resolutions and notably of resolution 1718 (2006), adopted on 14 October 2006, and of resolution 1695 (2006), adopted on 15 July 2006. The Council stated that it would immediately take the necessary steps to that end. The European Union is presently preparing a Common Position and a Regulation concerning restrictive measures against the Democratic People's Republic of Korea with a view to implementing resolution 1718 (2006). The regulation shall be binding in its entirety and directly applicable in all EU member States.

Sanctions and forfeitures for violation of the provisions of a Council sanctions regulation are provided for in chapter 46, sections 1-3, and in chapter 10 of the Finnish Penal Code, respectively. According to chapter 46, sections 1-3 of the Penal Code, a person who violates or attempts to violate a regulatory provision in a sanctions regulation shall be sentenced for a regulation offence to a fine or to imprisonment for at most four years.

The arms embargoes imposed by the Security Council and the EU are implemented at the national level by virtue of the Act on the Export and Transit of Defence Materiel (Act No. 242/1990, as amended by Acts 197/1995, 893/2001, 385/2002, and 900/2002). According to the Act, the export, transit, or brokerage of defence materiel is subject to specific authorization (export and brokerage licence). A licence to export or broker shall not be granted if it jeopardizes Finland's security or is inconsistent with Finland's foreign policy. The General Guidelines for Export, Transit and Brokerage of Defence Materiel, adopted by the Government

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(No. 1000/2002, as amended by Government decision 101/2003), provide that economic sanctions and arms embargoes imposed by the Security Council or the European Union shall be complied with when granting an export licence or licence to the transhipment of defence materiel.

According to section 7 of the Act on the Export and Transit of Defence Materiel, a person who commits an export offence shall be fined or imprisoned for a maximum period of four years.

(*Signed*) Kirsti **Lintonen**
Ambassador
Permanent Representative